

Chapter 10.36 ABANDONED VEHICLES

Sections:

10.36.010 Definitions.

10.36.020 Abandoning vehicles prohibited.

10.36.030 Nonoperative vehicles not to be left on street.

10.36.040 Inoperable vehicles — Declared a nuisance.

10.36.050 Inoperable vehicles — Notice to remove.

10.36.060 Removal and impoundment of lost, stolen, unclaimed or inoperable vehicles.

10.36.010 Definitions. The following definitions shall apply in the interpretation and enforcement of this chapter:

A. “Abandoned vehicle” means any vehicle which is left at any place for such time and under such circumstances as to cause such vehicle reasonably to appear to have been abandoned.

B. “Inoperable motor vehicle” means any motor vehicle from which, for a period of at least six months, the engine, wheels or other parts have been altered, damaged, or otherwise so treated that the vehicle is incapable of being driven under its own motor power. “Inoperable motor vehicle” does not include a motor vehicle which has been rendered temporarily incapable of being driven under its own power in order to perform ordinary service or repair operations nor to any motor vehicles that are kept within a building when not in use, to historic vehicles over twenty-five years of age, or to a motor vehicle on the premises of a place of business engaged in wrecking or junking of motor vehicles.

C. “Person” means any person, firm, partnership, association, corporation, company, or organization of any kind.

D. “Property” means any real property within the city which is not a street or highway.

E. “Street or highway” means the entire width between the boundary lines of every way publicly maintained when any part thereof is open to the use of the public for purposes of vehicular travel.

F. “Vehicle” means a machine propelled by power other than human power designed to travel along the ground by use of wheels, treads, runners, or slides and transport persons or property or pull machinery and includes, without limitation, automobile, truck, trailer, motorcycle, tractor, buggy and wagon. (Prior code § 10.901).

10.36.020 Abandoning vehicles prohibited. No person shall abandon any vehicle within the city and no person shall leave any vehicle at any place within the city for such time and under such circumstances as to cause such vehicle reasonably to appear to have been abandoned. (Prior code § 10.902).

10.36.030 Nonoperative vehicles not to be left on street. No person shall leave any partially dismantled, nonoperating, wrecked, or junked vehicle on any street or highway in the city. (Prior code § 10.903).

10.36.040 Inoperable vehicles — Declared a nuisance. Inoperable motor vehicles, as defined in Section 10.36.010, whether on public or private property, are declared to be a nuisance. (Prior code § 10.904).

10.36.050 Inoperable vehicles — Notice to remove. All persons are required to dispose of any inoperable motor vehicles under their control upon written notice received from the corporate authorities or from the chief of police or any member of his department designated by him commanding such disposition of said inoperable motor vehicle. (Prior code § 10.905).

10.36.060 Removal and impoundment of lost, stolen, unclaimed or inoperable vehicles. The chief of police or any member of his department designated by him is authorized to remove or have removed any vehicle left at any place within the city which reasonably appears to be in violation of this chapter or which reasonably appears to be lost, stolen or unclaimed, or which is an inoperable vehicle as defined in Section 10.36.010. Such vehicle shall be impounded until lawfully claimed or disposed of in accordance with the provisions of state statutes. (Ord, 81-57 § 1, 1980: prior code § 10.906).